

STATE OF IOWA
DEPARTMENT OF COMMERCE
UTILITIES BOARD

IN RE: TELICOR, INC.	DOCKET NOS. TCU-00-56 WRU-00-68-3499
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**ORDER APPROVING APPLICATION, CONCURRENCE IN MAPS,
GRANTING WAIVERS, AND REQUEST FOR CONFIDENTIALITY**

(Issued November 13, 2000)

On September 27, 2000, Telicor, Inc. (Telicor), filed an application for issuance of a certificate of public convenience and necessity, pursuant to Iowa Code § 476.29 (1999), stating its intention to provide statewide facilities-based and resold local exchange services. Initially, Telicor proposes to offer local exchange service in the exchanges served by Qwest Corporation, f/k/a U S WEST Communications, Inc. (Qwest), and Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, successor to GTE Midwest Incorporated (Iowa Telecom). The application has been identified as Docket No. TCU-00-56. Telicor states that it will adopt the maps of the exchanges of the two incumbent local exchange carriers where it proposes to provide service. In addition, Telicor has provided the qualifications of its company officers and financial statements.

Iowa Code § 476.29(2) (1999) provides that the local exchange carrier shall not be denied a certificate if the Utilities Board (Board) finds that the applicant

"possesses the technical, financial, and managerial ability to provide the service it proposes to render and the board finds the service is consistent with public interest."

The Board has reviewed Telicor's application and finds the necessary technical, financial, and managerial ability to provide local exchange service has been demonstrated. The Board finds that it is consistent with the public interest to approve the application.

Telicor also states that its service area will mirror the service territory of Qwest and Iowa Telecom and concurs in their exchange and service area maps as they are currently filed and as they may be modified in the future. Iowa Code § 476.29(4) requires that each certificate define the service territory in which land-line local telephone service will be provided and authorizes the Board to promulgate rules establishing requirements for filing maps showing the service territory. Subrule 199 IAC 22.20(3) requires that all utilities have on file with the Board maps, which show exchange boundaries. The Board finds that Telicor has complied with the statutory and rule requirements by concurring in the maps of the two incumbent local exchange carriers.

Telicor has requested that the Board waive the requirements of 199 IAC 16.5(2), 18.2, and 22.3(2). The waiver requests were identified as Docket No. WRU-00-68-3499.

Telicor requested a waiver of 199 IAC 16.5(2), which requires the keeping of records according to the uniform system of accounts. Telicor states that it employs an accounting system in accordance with generally accepted accounting principles

(GAAP). The Board finds that this waiver should be granted, since records kept in accordance with GAAP accounting are acceptable for a competitive local exchange service provider.

Telicor has requested that the requirements of 199 IAC 18.2 be waived. The rule requires that a regulated public utility keep its records in Iowa. The Board will grant the waiver based upon the statement of Telicor that it will make the records available to the Board upon request.

Telicor also requested the Board waive 199 IAC 22.3(1), requiring it to independently publish a directory. The Board will grant this waiver since Telicor does not have a sufficient number of customers to warrant publishing a directory. Telicor will provide the listing information to the publisher of the local directory.

Telicor will adopt the 2-PIC methodology for intraLATA and InterLATA dialing parity. Telicor has not filed proposed tariffs for Board approval setting out the service and rates for providing local exchange service. The Board finds that a certificate should not be issued to Telicor until it has approved tariffs.

On September 27, 2000, in conjunction with the application, Telicor filed a request for confidential treatment for the balance sheet and income statement included in its filing. Telicor asserts that the financial statements, if released, would give advantage to Telicor competitors and serve no public purpose. Telicor filed the affidavit of a corporate officer to support the request and filed the confidential information in a separate envelope.

Iowa Code § 22.7(6) (1999) provides confidential treatment for public records which are reports to government agencies and which, if released, would give advantage to competitors and would serve no public purpose. The Board finds that the application and affidavit support a finding that the information, if released, would provide an advantage to Telicor competitors. The telecommunications industry is very competitive and the release of the information would provide no benefit to the public. The Board finds that the financial information filed by Telicor on September 27, 2000, should be treated as confidential pursuant to Iowa Code § 22.7(6).

IT IS THEREFORE ORDERED:

1. The application for a certificate of public convenience and necessity filed by Telicor, Inc., on September 27, 2000, is approved, subject to the requirements that follow.
2. The Board will issue a certificate of public convenience and necessity allowing Telicor, Inc., to provide facilities-based and resold local exchange service upon approval of tariffs to reflect the prices, terms, and conditions of local exchange service in Iowa. At the time Telicor, Inc., files proposed tariffs with the Board, it must give notice to all affected local exchange carriers.
3. The concurrence in the maps and boundaries of the exchanges of Qwest Corporation, f/k/a U S WEST Communications, Inc., and Iowa Telecommunications Services, Inc., d/b/a Iowa Telecom, successor to GTE Midwest Incorporated, is approved.

4. The waiver of 199 IAC 16.5(2), 18.2, and 22.3(2) is granted as described in this order.

5. The request for confidential treatment filed by Telicor, Inc., on September 27, 2000, is granted pursuant to Iowa Code § 22.7(6).

6. The information shall be held confidential by the Board subject to the provisions of 199 IAC 1.9(8)"b"(3).

UTILITIES BOARD

/s/ Allan T. Thoms

/s/ Susan J. Frye

ATTEST:

/s/ Judi K. Cooper
Executive Secretary, Deputy

/s/ Diane Munns

Dated at Des Moines, Iowa, this 13th day of November, 2000.